

**IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI
WESTERN DIVISION**

RHONDA BURNETT, JEROD BREIT,
HOLLEE ELLIS, FRANCES HARVEY, and
JEREMY KEEL, on behalf of themselves and
all others similarly situated,

Plaintiffs,

v.

THE NATIONAL ASSOCIATION OF
REALTORS, REALOGY HOLDINGS
CORP., HOMESERVICES OF AMERICA,
INC., BHH AFFILIATES, LLC, HSF
AFFILIATES, LLC, RE/MAX LLC, and
KELLER WILLIAMS REALTY, INC.,

Defendants.

Case No. 19-CV-00332-SRB

UNOPPOSED MOTION TO APPROVE FORM OF NOTICES

On April 23, 2024, the Court granted preliminary approval of the NAR Settlement. Doc. 1460. The Court authorized JND Legal Administration (“JND”) to “implement the parties’ Class Notice Plan as outlined in the Declaration of Jennifer M. Keough” *Id.* Plaintiffs and the HomeServices Defendants filed their Motion for Preliminary Approval on August 7, 2024. Doc. 1518. Plaintiffs are preparing to send and publish notice for the NAR Settlement, and, in the event the Court grants Plaintiffs’ motion for preliminary approval as to the HomeServices Settlement (Doc. 1518), also for the HomeServices Settlement. Plaintiffs, NAR and HomeServices respectfully request that the Court approve the content of the various notices being sent and published. Exhibit A is the NAR “long form” notice that will be posted to the settlement website. Exhibit B is the HomeServices “long form” notice that will be posted to the settlement website. Exhibit C is the “email notice” that will be sent to identified class members via email. Exhibit D

is the “postcard notice” that will be mailed to identified class members via U.S. mail. The notices are derived from and substantially similar to the notices of settlements with Anywhere Real Estate Inc. (“Anywhere”) and RE/MAX LLC (“RE/MAX”) provided to, and approved by, the Court. *See Burnett* Doc. 1319-1 at 76 (Keough Declaration, Exhibit B); *see also* Docs. 1365, 1365-1, 1365-2, 1365-3, 1366 (proposed notices and order approving form of notices).

These notices include the deadlines for filing objections and exclusions as well as the date of the final approval hearing. The long form notice will be posted to the website, and the initial postcard notice will be mailed to Class Members at least 60 days prior to the objection/opt out deadline. The email and publication campaign will continue throughout the notice period.

The parties wish to send these notices as soon as possible and, therefore, respectfully request that the Court grant this motion without delay and authorize the parties to send notice in substantial compliance with Exhibits A-D, with the possible addition of other settling defendants.

Respectfully submitted by:

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